



Janet Napolitano
Governor

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007-2935
(602) 771-2300 • www.azdeq.gov



Stephen A. Owens
Director

AQD:PS:CTS:115402

October 6, 2005

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Dennis R. Nelson, Senior Vice President
UNS Electric, Inc.
1710 North Mastick Way
Nogales, AZ 85621

Subject: Air Quality Control Permit No. 32961
Power Plant - Place ID: 8999

Dear Mr. Nelson:

The Arizona Department of Environmental Quality, Air Quality Division, has completed its review of the referenced permit application.

I am prepared to recommend to the Director that your Air Quality Control Permit be issued with conditions necessary to meet all rules and regulations applicable to this source related to air pollution control. A draft of the Permit with appropriate conditions is enclosed for your review.

In accordance with Arizona Revised Statute §49-426.D, a Public Notice will be issued in **The Nogales International** on October 14, 2005 and October 21, 2005 and **The Bulletin** on October 19, 2005 and October 26, 2005. A Public Hearing on the Permit is set for Monday, November 14, 2005. A copy of this Public Notice is also enclosed. This hearing will be held at the City Hall Council Chambers, 777 North Grande Avenue, Nogales, AZ 85621 on Monday, November 14, 2005 at 6:30 PM.

You will need to post a copy of this Public Notice adjacent to the nearest public roadway on the property where your facility is or will be located. This notice posting should conform to the attached Public Notice posting requirements. The notice should be posted from the date of first publication to November 14, 2005.

If you have any questions, please do not hesitate to contact PK Tandon at (602) 771-2358 or me at (602) 771-2288.

Sincerely,

Eric C. Massey, Manager
Air Permits Section

ECM:pb2

Enclosures

cc: Richmond Franklin, Southern Regional Office
Theresa Rigney, Air Compliance Section

PUBLIC NOTICE

YOU HAVE A VOICE IN AIR POLLUTION CONTROL IN ARIZONA

The Arizona Department of Environmental Quality (ADEQ) has reached a preliminary determination and is proposing to issue Air Quality Control Permit No. 32961 to UNS Electric, Inc. for the operation of a Power Plant located at 1710 North Mastick Way in Nogales, Santa Cruz County, Arizona 85621. This Permit will authorize the continued operation of three existing turbines rated at 13.5 Megawatts and the addition of one new turbine rated at less than 25 Megawatts.

You have an opportunity to submit written comments on the Permit and make oral comments on the Permit at the Public Hearing. ADEQ will be holding a Public Hearing on Monday, November 14, 2005 at 6:30 PM at the City Hall Council Chambers, 777 North Grande Avenue, Nogales, Arizona. The written comment shall state the name and mailing address of the person, shall be signed by the person, his agent or his attorney and shall clearly set forth reasons why the Permit should or should not be issued. Grounds for comment are limited to whether the Permit meets the criteria for issuance spelled out in the State Air Pollution Control laws or rules.

Materials related to the Permit, including the application, ADEQ's analysis and the draft permit are available for your review at ADEQ's office at 1110 West Washington Street, Phoenix, Arizona and at the City Clerk's Office at 777 North Grande Avenue in Nogales, Arizona.

Persons wishing to submit written comments can do so at the Public Hearing. If mailed, written comments must be received by November 14, 2005. Comments should be directed to the Director, Air Quality Division, Arizona Department of Environmental Quality, 1110 West Washington Street, 3415A-1, Phoenix, Arizona 85007-2935.

ADEQ will consider all comments received in making a final decision on the proposed Permit. Everyone commenting will receive notification of the final decision. People who have previously filed comments to the Permit have the right to appeal the final decision or on appealable agency action to the Office of Administration Hearing (OAH) pursuant to §41.1092.03, and the appeal must be filed within thirty (30) days after the issuance of the final decision. The OAH may sustain, modify, or reverse the final decision.

Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting Linda Morrison (602) 771-4793 TDD phone 771-4829. Requests should be made as early as possible to allow time to arrange the accommodation.

If you would like to receive copies of future Public Notices of Air Pollution Control Permits, please provide a type or print your name, address, and ZIP code, to the Director at the ADEQ address shown above. Your request should also state that you wish your name to be placed on the Air Quality Permit mailing list.

If you have any questions or would like to find out more information about this permit application, please contact Eric C. Massey at (602) 771-2288, toll free (800) 234-5677 or at ADEQ's address shown above.

MINIMUM SIGN SIZE REQUIREMENTS for ADEQ

AIR QUALITY CONTROL PERMIT APPLICATION

Written Comment Period
Ends November 14, 2005
Proposed Permit #32961

(Public
Notice
Copy
Goes
Here)

For more information contact:

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY (A.D.E.Q.)
(800) 234-5677

MINIMUM REQUIREMENTS:

1. Sign shall be 3-feet wide by 4-feet high.
2. Bottom of sign shall be 18 inches above the ground.
3. Sign shall be supported by two anchor posts.
4. Sign shall be posted on the affected property in such a manner as to be legible from the public right-of-way.
5. Sign shall be black letters on a white background.
6. Sign shall be made of 1/4-inch plywood.

**ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
FAX FOR IMMEDIATE DELIVERY
REQUEST FOR PUBLIC NOTICE PLACEMENT**

TO: LEGAL DEPT; attn: Sandra

PHONE: (520) 281-9706

FAX: (520) 761-3115

FROM: Priscilla Begay

DIVISION: Air Quality Division / Permits Section
1110 West Washington Street, 3415A-3
Phoenix, AZ 85007

PHONE: (602) 771-2337; or if outside the Phoenix Metro Area (800) 234-5677, x771-2337

FAX: (602) 771-2299

TOTAL PAGES: 2

PLEASE PLACE THE FOLLOWING LEGAL NOTICE:

PERMITTEE: UNS Electric, Inc.
PLACE ID NO: 8999
PERMIT NO: 32961

PUBLICATION:	INSERTION DATES:
The Nogales International (Nogales, Santa Cruz County)	October 14, 2005 and October 21, 2005
The Bulletin (Sonoita, Santa Cruz County)	October 19, 2005 and October 26, 2005

**Please advise of advertisement dates
and confirm within 24 hours. Thank you.**

IF YOU EXPERIENCE ANY PROBLEMS WITH THIS TRANSMISSION PLEASE CALL:
Priscilla Begay at (602) 771-2337